

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Heinz FOCKE, et al.

Appln. No.: 10/533,240

Group Art Unit: 3727

Confirmation No.: 7061

Examiner: Christopher DEMEREE

Filed: November 28, 2005

For: HINGE-LID PACKET FOR CIGARETTES

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO/SB/08 A & B (modified) and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed non-U.S. patent documents is submitted herewith. **Please note, US 5,833,060; US 4,753,384; US 5,255,842; DE 1017013; GB 819,206; DE 4429670 were previously cited in Information Disclosure Statements filed November 28, 2005 and April 29, 2005. Applicant cites U.S. 6,311,834 which is the U.S. equivalent of the cited JP 2001517588 (a copy of only the Abstract is submitted for JP 2001517588).**

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

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In compliance with the concise explanation requirement under 37 CFR §1.98(a)(3) for foreign language documents, Applicant encloses herewith an English translation of a Japanese Office Action citing such documents.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,

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